

ATTORNEY DOCKET NO. 25006.0003U4
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
LIZARDI) Art Unit: Unassigned
Application No. Unassigned)
Continuation of 09/911,226) Examiner: Unassigned
Filing Date: November 3, 2003) Confirmation No.: Unassigned
For: MULTIPLE DISPLACEMENT)
AMPLIFICATION)

INFORMATION DISCLOSURE STATEMENT

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer Number 23859

Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, submitted herewith on the accompanying Form PTO 1449 is a listing of documents known to Applicants and/or their attorneys. All of the documents cited were cited by or submitted to the Patent Office in Application Nos. 09/911,226, filed July 23, 2001, 09/397,915, filed September 17, 1999, or 08/946,732, filed October 8, 1997, to which the present application claims priority. Pursuant to 37 C.F.R. § 1.98(d), copies of these documents are not enclosed.

In accordance with the provisions of M.P.E.P. § 2001.06(b) and 37 C.F.R. § 1.98(b)(3), Applicants would like to bring to the attention of the Examiner the existence of the co-pending patent application(s) identified below, which were filed in the United States Patent and Trademark Office:

ATTORNEY DOCKET NO. 25006.0003U4
Application No. Unassigned

<u>Application No.</u>	<u>Date Filed</u>	<u>Inventors</u>	<u>Attorney Docket No.</u>
1. 09/841,513	April 24, 2001	Lizardi	13172.0013U4
2. 09/855,170	May 14, 2001	Lizardi	25006.0006U3
3. 10/038,718	January 2, 2002	Lizardi	25006.0001U5

All of the above-referenced applications were submitted to the Patent Office in priority Application No. 09/911,226, filed July 23, 2001. Pursuant to 37 C.F.R. § 1.98(d), a copy of the application specification(s) is not enclosed.

Consideration of the cited documents and making the same of record in the prosecution of the above-referenced application are respectfully requested.

No fee is believed due; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.

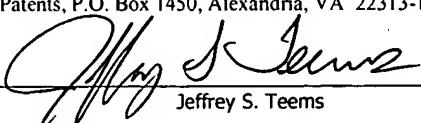


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CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as Express Mail, Label No. EL 992 076 665 US, in an envelope addressed to: MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.



Jeffrey S. Teems

11-03-03

Date

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE (Rev. 7-80) PATENT AND TRADEMARK OFFICE LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)	ATTORNEY DOCKET NO.: 25006.000344	
	APPLICANT: Lizardi	
	FILING DATE: July 23, 2001 <i>11/3/03</i>	GROUP: 1856 <i>unassigned</i>

U.S. PATENT DOCUMENTS							
EXAMINER INITIALS		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	B1	5,854,033	Dec. 29, 1998	Lizardi			
	B2	6,143,495	Nov. 7, 2000	Lizardi <i>et al.</i>			
	B3	6,183,960	Feb. 6, 2001	Lizardi			
	B4	6,210,884	Apr. 3, 2001	Lizardi			
	B5	6,255,082	Jul. 3, 2001	Lizardi			
	B6	6,329,150	Dec. 11, 2001	Lizardi <i>et al.</i>			
	B7	6,344,329	Feb. 5, 2002	Lizardi			

FOREIGN PATENT DOCUMENTS							

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)							

EXAMINER:	DATE CONSIDERED:
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ATTORNEY DOCKET NO. 25006.0003U4
APPLICATION NO. Unassigned
SHEET 1 OF 1

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Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	Not Yet Assigned <i>09/1911, 226 Unassigned</i>
Filing Date	September 17, 1999 <i>7/28/01</i>		
First Named Inventor	Paul Lizardi		
Group Art Unit	Not Yet Assigned <i>No 56 L</i>		
Examiner Name	Not Yet Assigned <i>Tung, J.U.</i>		
Attorney Docket Number	YU-119-C0N <i>2500-0003412 2500-0003413</i>		
Sheet	1	of	6

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁸
		Office ³	Number ⁴	Kind Code ⁵ (If known)			
		* EP	0 128 332	A2	Enzo Biochem, Inc.	12-19-1984	
		* EP	0 466 520		Life Technologies, Inc.	01-15-1992	
		* EP	0 667 393	A2	Enzo Diagnostics, Inc.	08-16-1995	
		* WO	95/03430		Gen Probe, Inc.	02-02-1995	
		* WO	95/25180		Gen Probe, Inc.	09-21-1995	
		WO	97/19193		Yale University	05-29-1997	

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¹ Unique citation designation number ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	Not Yet Assigned 04/911,226 Unassigned
Sheet	2	of	6
		Attorney Docket Number	YU 119 CON- 2300-000343 25006.000344

OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		ALIOTTA, et al., "Thermostable <i>Bst</i> DNA polymerase I lacks a 3' → 5' proofreading exonuclease activity," <i>Genet. Anal. (Netherlands)</i> 12:185-195 (1996).	
		ARNOLD, et al., "Assay Formats Involving Acridinium-Ester-Labeled DNA Probes," <i>Clin. Chem.</i> 35(8):1588-1594 (1989).	
		BIRKENMEYER, et al., "Mini-Review: DNA probe amplification methods," <i>J. Virological Methods</i> 35:117-126 (1991).	
		BOEHMER, et al., "Herpes Simplex Virus Type 1 1CP8: Helix-Destabilizing Properties," <i>J. Virology</i> 67(2):711-715 (1993).	
		BROWNSTEIN, et al., "Modulation of Non-Templated Nucleotide Addition by <i>Taq</i> DNA Polymerase: Primer Modifications that Facilitate Genotyping," <i>Biotechniques</i> 20(6):1004-1010 (1996).	
		CHATTERJEE, et al., "Cloning and overexpression of the gene encoding bacteriophage T5 DNA polymerase," <i>Gene</i> 97(1):13-19 (1991).	
		CHEUNG, et al., "Whole genome amplification using a degenerate oligonucleotide primer allows hundreds of genotypes to be performed on less than one nanogram of genomic DNA," <i>Proc. Natl. Acad. Sci. USA</i> 93(25):14676-14679 (1996).	
		GUO, et al., "Direct fluorescence analysis of genetic polymorphisms by hybridization with oligonucleotide arrays on glass supports," <i>Nucleic Acids Res.</i> 22(24):5456-5465 (1994).	
		HOLTON, et al., "A simple and efficient method for direct cloning of PCR products using ddT-tailed vectors," <i>Nucl. Acids Res.</i> 19(5):1156 (1991).	
		HOY, et al., "Bromodeoxyuridine/DNA analysis of replication in CHO cells after exposure to UV light," <i>Mutation Research</i> 290(2):217-230 (1993).	

Examiner's Signature	Date Considered
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Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	Not Yet Assigned 09/911,226 Unassigned
Filing Date	September 17, 1999	First Named Inventor	Paul Lizardi
Group Art Unit	Not Yet Assigned 1656 Unassigned	Examiner Name	Not Yet Assigned Ting J Unassigned
Attorney Docket Number	YU 119 CON- 25006.000344 25006.000344		
Sheet	3	of	6

OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		ITAKURA, et al., "Synthesis and use of synthetic oligonucleotides," <i>Ann. Rev. Biochem.</i> 53:323-356 (1984).	
		JACOBSEN, et al., "The N-Terminal Amino-Acid Sequences of DNA Polymerase I from <i>Escherichia coli</i> and of the Large and Small Fragments Obtained by a Limited Proteolysis," <i>Eur. J. Biochem.</i> 45(2):623-627 (1974).	
		JIANG, et al., "An efficient method for generation and subcloning of tandemly repeated DNA sequences with defined length, orientation and spacing," <i>Nuc. Acids Res.</i> 24(16):3278-3279 (1996).	
		JUNG, et al., "Bacteriophage PRD1 DNA polymerase: Evolution of DNA polymerases," <i>Proc. Natl. Acad. Sci. USA</i> 84(23):8287-8291 (1987).	
		KABOORD, et al., "Accessory proteins function as matchmakers in the assembly of the T4 DNA polymerase holoenzyme," <i>Curr. Biol.</i> 5(2):149-157 (1995).	
		KERKHOF, "A Comparison of Substrates for Quantifying the Signal from a Nonradiolabeled DNA Probe," <i>Anal. Biochem.</i> 205(2):359-364 (1992).	
		KHRAPKO, et al., "Hybridization of DNA with Oligonucleotides Immobilized in Gel: A Convenient Method for Detecting Single Base Substitutions," <i>Mol Biol (Mosk) (USSR)</i> 25(3):718-730 (translation pages 581-591) (1991).	
		KONG, et al., "Characterization of a DNA Polymerase from the Hyperthermophile Archaea <i>Thermococcus litoralis</i> ," <i>J. Biol. Chem.</i> 268(3):1965-1975 (1993).	
		KUUKASJARVI, et al., "Optimizing DOP-PCR for Universal Amplification of Small DNA Samples in Comparative Genomic Hybridization," <i>Genes, Chromosomes and Cancer</i> 18:94-101 (1997).	
		LANDEGREN, "Molecular mechanics of nucleic acid sequence amplification," <i>Trends Genetics</i> 9(6):199-202 (1993).	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <small>(use as many sheets as necessary)</small>		Application Number	Not Yet Assigned <i>07/741-226 unassigned</i>
Sheet	4	of	6
		Attorney Docket Number	YU 119 CON <i>25006.100510 25006.000344</i>

OTHER ART – NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		LANGER, et al., "Enzymatic synthesis of biotin-labeled polynucleotides: Novel nucleic acid affinity probes," <i>Proc. Natl. Acad. Sci. USA</i> 78(11):6633-6637 (1981).	
		LESNICK, et al., "Relative Thermodynamic Stability of DNA, RNA, and DNA:RNA Hybrid Duplexes: Relationship with Base Composition and Structure," <i>Biochemistry</i> 34:10807-10815 (1995).	
		LOCKHART, et al., "Expression monitoring by hybridization to high-density oligonucleotide arrays," <i>Nature Biotechnology</i> 14(13):1675-1680 (1996).	
		MATSUMOTO, et al., "Primary structure of bacteriophage M2 DNA polymerase: conversed segments within protein-priming DNA polymerases and DNA polymerase I of <i>Escherichia coli</i> (Recombinant DNA; nucleotide sequence; amino acid sequence; protein homology; aphidicolin-resistance mutation; dNTP-bonding site)," <i>Gene</i> 84(2):247-255 (1989).	
		McGRAW, et al., "Sequence-Dependent Oligonucleotide-Target Duplex Stabilities: Rules from Empirical Studies with a Set of Twenty-Mers," <i>Biotechniques</i> 8(6):674-678 (1990).	
		NARANG, et al., "Chemical Synthesis of Deoxyoligonucleotides by the Modified Triester Method," <i>Methods in Enzymology</i> Vol. 65, Chap. 61, pp. 610-620 (Grossman, ed.) (Academic Press, Inc., 1980).	
		NIELSEN, et al., "Peptide Nucleic Acid (PNA). A DNA Mimic with a Peptide Backbone," <i>Bioconjug. Chem.</i> 5(1):3-7 (1994).	
		PARKER, et al., "Targeted Gene Walking Polymerase Chain Reaction," <i>Nucleic Acids Research</i> 19(11): 3055-3060 (1991).	
		PEASE, et al., "Light-generated oligonucleotide arrays for rapid DNA sequence analysis," <i>Proc. Natl. Acad. Sci. USA</i> 91(11):5022-5026 (1994).	
		RIGLER, et al., "Differences in the Mechanism of Stimulation of T7 DNA Polymerase by Two Binding Modes in <i>Escherichia coli</i> Single-stranded DNA-binding Protein," <i>J. Biol. Chem.</i> 270(15):8910-8919 (1995).	

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

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Sheet 5 of 6

Application Number	Not Yet Assigned 09/911,226 Unassigned
Filing Date	September 17, 1999 7/23/01 11/3/03
First Named Inventor	Paul Lizardi
Group Art Unit	Not Yet Assigned 165 to Unassigned
Examiner Name	Not Yet Assigned Terry J. Unassigned
Attorney Docket Number	YU 119 CON 2506-000344 2506-000344

OTHER ART – NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		RYCHLIK, et al., "Optimization of the annealing temperature for DNA amplification <i>in vitro</i> ," <i>Nucleic Acids Res.</i> 18(21):6409-6412 (1990).	
		SCHENA, et al., "Quantitative Monitoring of Gene Expression Patterns with a Complementary DNA Microarray," <i>Science</i> 270:467-470 (1995).	
		SIEGEL, et al., "A Novel DNA Helicase from Calf Thymus," <i>J. Biol. Chem.</i> 267(19):13629-13635 (1992).	
		SKALITER, et al., "Rolling circle DNA replication <i>in vitro</i> by a complex of herpes simplex virus type 1-encoded enzymes," <i>Proc. Natl. Acad. Sci. USA</i> 91(22):10665-10669 (1994).	
		STIMPSON, et al., "Real-time detection of DNA hybridization and melting on oligonucleotide arrays by using optical wave guides," <i>Proc. Natl. Acad. Sci. USA</i> 92(14):6379-6383 (1995).	
		TELENIUS, et al., "Degenerate Oligonucleotide-Primed PCR: General Amplification of Target DNA by a Single Degenerate Primer," <i>Genomics</i> 13(3):718-725 (1992).	
		TSURUMI, et al., "Functional Interaction between Epstein-Barr Virus DNA Polymerase Catalytic Subunit and Its Accessory Subunit <i>In Vitro</i> ," <i>J. Virology</i> 67(12):7648-7653 (1993).	
		TYAGI, et al., "Molecular Beacons: Probes that Fluoresce upon Hybridization," <i>Nature Biotechnol.</i> 14(3):303-309 (1995).	
		VILLEMAIN, et al., "The N-Terminal B-Domain of T4 Gene 32 Protein Molecules the Lifetime of Cooperatively Bound Gp32-ss Nucleic Acid Complexes," <i>Biochemistry</i> 35:14395-14404 (1996).	
		WALKER, et al., "Strand Displacement Amplification—an Isothermal, <i>in vitro</i> DNA amplification technique," <i>Nuc. Acids Res.</i> 20(7):1691-1696 (1992).	

Examiner's Signature	Date Considered
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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

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Sheet 6 of 6

Complete if Known

Application Number	Not Yet Assigned 09/911,236 Unassigned
Filing Date	September 17, 1999 2/23/01 11/3/03
First Named Inventor	Paul Lizardi
Group Art Unit	Not Yet Assigned 1651 Unassigned
Examiner Name	Not Yet Assigned Tina, Unassigned
Attorney Docket Number	YU 119 CON 2506-000213 2506-000304 2506-000304

OTHER ART - NON PATENT LITERATURE DOCUMENTS

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published

Examiner's Initials*	Cite No. ¹	
		WALKER, et al., "Detection of <i>Mycobacterium tuberculosis</i> DNA with thermophilic strand displacement amplification and fluorescence polarization," <i>Clinical Chemistry</i> 42:1604-1608 (1996).
		WANSINCK, et al., "Fluorescent Labeling of Nascent RNA Reveals Transcription by RNA Polymerase II in Domains Scattered Throughout the Nucleus," <i>J. Cell Biology</i> 122:283-293 (1993).
		YU, et al., "Cyanine dye dUTP analogs for enzymatic labeling of DNA probes," <i>Nucleic Acids Res.</i> , 22(15):3226-3232 (1994).
		ZHANG, et al., "Whole genome amplification from a single cell: Implications for genetic analysis," <i>Proc. Natl. Acad. Sci. USA</i> 89(13):5847-5851 (1992).
		ZHU, et al., "Purification and characterization of PRD1 DNA polymerase," <i>Biochim. Biophys. Acta</i> 1219(2):267-276 (1994).
		ZIJDERVELD, et al., "Helix-Destabilizing Properties of the Adenovirus DNA-Binding Protein," <i>J. Virology</i> 68(2):1158-1164 (1994).

Date Considered

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